

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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RICKIE HILL,

Plaintiff,

v.

FRANK LOPEZ, *et al.*,

Defendants.

Case No. 2:20-cv-01808-APG-VCF

ORDER DISMISSING CASE

Plaintiff Rickie Hill a pro se prisoner, previously filed an application to proceed *in forma pauperis* and submitted a civil rights complaint. I dismissed the complaint and gave Hill leave to amend the complaint. ECF No. 3.

Hill has filed a “Motion to Withdraw,” which I construe as a motion to voluntarily dismiss this action without prejudice. ECF No. 5. A plaintiff may dismiss an action without a court order by filing “a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment.” Fed. R. Civ. P. 41(a)(1)(A)(i). I grant Hill’s motion to voluntarily dismiss this action because no responsive pleading has been filed.

I THEREFORE ORDER that the motion for voluntary dismissal of this action (**ECF No. 5) is granted.** This action is dismissed without prejudice.

I FURTHER ORDER that the application to proceed *in forma pauperis* (**ECF No. 1-1) is denied as moot.**

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1 I FURTHER ORDER the Clerk of the Court to enter judgment accordingly and close this
2 case. No further documents shall be filed in this closed case.

3 DATED THIS 2nd day of August, 2021.



4 UNITED STATES DISTRICT JUDGE